

BEFORE THE MONTANA DEPARTMENT
OF LABOR AND INDUSTRY

IN THE MATTER OF HUMAN RIGHTS BUREAU CASE NO. 0061011911:

LINDA RAIHA,) Case No. 591-2007
)
Charging Party,)
) ORDER NUNC PRO TUNC
vs.) AMENDING
) FINAL AGENCY DECISION
BUTTE-SILVER BOW LOCAL)
GOVERNMENT,)
)
Respondent.)

* * * * *

The hearings examiner issued his Final Agency Decision in this matter on July 13, 2007. In that decision, the hearings examiner made two errors which are now being corrected through this *nunc pro tunc* order. First, the hearings examiner erroneously indicated in his Final Agency Decision that the parties had stipulated to an extension of jurisdiction. In fact, there was no such stipulation and there was no need for such a stipulation as the hearing in this matter occurred prior to the expiration of the 12 months allotted for hearing under Montana Code Annotated §49-2-509. Second, the hearings examiner erroneously indicated that an exhibit denominated as M BSB-5 had been admitted into the record. In fact, no such exhibit had been offered. The hearings examiner misread Exhibit M BSB-55 to be M BSB-5. Accordingly, by this order, the Final Agency Decision is now amended *nunc pro tunc* to delete any reference to the parties stipulating to extend jurisdiction and to delete any reference to Exhibit M BSB-5.

DATED: July 16, 2007

GREGORY L. HANCHETT
Gregory L. Hanchett, Hearing Examiner
Hearings Bureau, Montana Department of Labor and Industry

Raiha Order Nunc Pro Tunc Amending FAD